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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

JEFF HATCH-MILLER, CHAIRMAN

MARC SPITZER

WILLIAM MUNDELL

MIKE GLEASON

KRISTIN MAYES

2007 APR 13 P 4: 33

AZ CORP COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF LEVEL 3
COMMUNICATIONS, LLC'S PETITION FOR
ARBITRATION PURSUANT TO SECTION
252(b) OF THE COMMUNICATIONS ACT OF
1934, AS AMENDED BY THE
TELECOMMUNICATIONS ACTS OF 1996,
AND THE APPLICABLE STATE LAWS FOR
RATES, TERMS, AND CONDITIONS OF
INTERCONNECTION WITH QWEST
CORPORATION.

DOCKET NOS. T-01051B-05-0350
T-03654A-05-0350**LEVEL 3 COMMUNICATION'S
OBJECTION TO QWEST
CORPORATION'S RESPONSE TO
LEVEL 3'S MOTION FOR
EXTENSION OF TIME TO FILE
EXCEPTIONS**

Level 3 Communications, LLC ("Level 3") hereby responds to Qwest Corporation's response to Level 3's motion for additional time to file exceptions to the Recommended Opinion and Order ("ROO") filed in this docket. Presently, the ROO is scheduled to be heard at the May 2, 2006 Open Meeting with exceptions due on Monday, April 17, 2006. Level 3 has requested an extension until April 24, 2006, to file exceptions.

Level 3's request for an extension until April 24, 2006, to file exceptions is based upon the need to provide to the Commission its observations and recommendations in respect to the ROO. In turn, the Commission's consideration of Level 3's filing will: (i) provide the parties greater guidance in developing a conformed interconnection agreement consistent with the ROO and (ii) limit the scope of those areas in the ROO upon which the parties disagree and potentially avoid further disputes between the parties as the interconnection agreement is implemented. Insofar as significant aspects of the ROO may be interpreted as being fatal to critical business requirements of Level 3, Level 3 should be permitted as much time as is reasonable to prepare its

1 exceptions. The proposed April 24 date achieves this goal without harming either party.

2 Qwest does not object to Level 3's request to be afforded additional time to prepare its
3 exceptions. Rather, Qwest's objects only to Level 3's proposed extension date – April 24 –
4 based upon an averred need to be provided “ample time to review and reflect on the exceptions”,
5 in order to be prepared for the Open Meeting. If by “review and reflection” Qwest is referring
6 to the collection of its corporate thoughts and policies on Level 3's filing, then the April 24 date
7 provides both the Commission and Qwest a full week –ample time – for such review and
8 reflection. If Level 3 is afforded the additional time to ensure its filing is as clear, concise and
9 productive as possible, the focus of the review and reflection Qwest refers to will be greatly
10 enhanced. However, if by review and reflection what Qwest really means is its desire to be
11 afforded additional time to file a response to Level 3's exceptions, that rationale is precluded by
12 the Commission's procedural rules.

13 WHEREFORE, Level 3 reaffirms its prior request that the date for exceptions for both
14 parties be filed be extended to April 24, 2006 and further requests that the ALJ rule that such
15 deadline for filing of exceptions is inclusive of all written filings to be submitted by the parties
16 on the ROO.

17 RESPECTFULLY SUBMITTED this 13th day of April, 2006.

18 LEVEL 3 COMMUNICATIONS, LLC

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20 By: 
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By


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